GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Water Resources Department - Land Acquisition- Compensation for pomegranate enhanced by the *Hon'ble Apex Court in it's orders dated:07.07.2021 in* CA No.2337/2021 in SLP No.8710/2021 & batch cases – Decretal charges of ***Rs.7,31,14,227/- (including Income tax of Rs.***83,45,230/-***)*** for payment of enhanced compensation in respect of pomegranate trees which are covered in LAOP No(s).60/1991, 112/1991 and 17/1993 in CA No.2337,2338,2339 and 2340/2021 in SLP (C)No(s).8710,8711, 8712 and 8713 of 2021 respectively, relating Akalivalasa and Penubarthi villages of Rapur Mandal, SPSR Nellore District acquired for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project - Sanctioned - Orders – Issued.

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WATER RESOURCES (LA) DEPARTMENT

G.O.Rt.No.571 Dated:20.04.2022

Read the following:-

1. From the Chief Commissioner of Land Administration & Special Chief Secretary, Gollapudi, Vijayawada, Lr.No.PMU(1)/177/2019, Dated:27.10.2021.
2. From the Chief Commissioner of Land Administration & Special Chief Secretary, Gollapudi, Vijayawada, Lr.No.PMU(1)/184/2019, Dated:27.10.202.
3. G.O.Rt.No.86, Water Recourses (LA) Department, Dated:14.02.2020.
4. G.O.Rt.No.111, Water Recourses (LA) Department, Dated:03.03.2020.
5. Orders dated:07.07.2021of the Hon'ble Supreme Court of India in CA No.2337/2021 in SLP (C)No.8710/2021 & batch cases (Civil Appeal No.2337,2338,2339 and 2340/2021 in SLP (C)No(s).8710,8711, 8712 and 8713 of 2021 respectively).
6. Orders dated:08.04.2022 of the Hon'ble Supreme Court of India in Contempt Petition (C) No.48-51/2022 in Civil Appeal No.2337-2340/2021 in SLP (C)No.8710-8713/2021, respectively.
7. From the Special Collector(LA), TGP, Nellore, Lr.No.Rc.D3/98/2019, Dated:12.04.2022.
8. From the Special Collector(LA), TGP, Nellore, [Lr.No.Rc.D3/25/2019, Dated:12.04.2022.

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ORDER:

Keeping in view the orders of the Hon'ble Supreme Court of India in the references 5th and 6th read above and also the circumstances reported by the Chief Commissioner of Land Administration & Special Chief Secretary, Vijayawada as well as the Special Collector (LA), TGP, Nellore in the letters 1st, 2nd, 7th and 8th read above, Government after careful examination of the matter, hereby accord sanction for an amount of ***Rs.7,31,14,227/-*** *(Rupees Seven crore Thirty One lakh Fourteen thousand Two hundred and Twenty Seven only)* ***(including Income tax of Rs.***83,45,230/-***)*** towards decretal charges for payment of enhanced compensation in respect of pomegranate trees covered in LAOP No(s).60/1991, 112/1991 and 17/1993 relating Akalivalasa and Penubarthi villages of Rapur Mandal, SPSR Nellore District acquired for foreshore submersion of Kandaleru Reservoir under Telugu Ganga Project, subject to conditions that,-

(i) satisfying themselves regarding the accuracy of the calculation sheets and obtaining undertaking from the concerned claimants agreeing to the recovery of the excess amount paid, if any.
(ii) verification whether the reference under Section 18(1) of the L.A. Act is made to the Lower Court after following all the guidelines / directions on the subject;
(iii) in case, it is detected that section 18 reference was made contrary to the rules/guidelines issued by the Government / Chief Commissioner of Land Administration, Andhra Pradesh, Vijayawada, immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition;
(iv) confirmation of concerned Chief Engineer as to the extent of land acquired;
(v) reviewing the interest calculations as per the specific Government orders issued (duly furnishing) and also outcome of the court cases pending if any;
(vi) to ensure the correctness of the amount as per the orders of Hon'ble Supreme Court; and
(vii) the Special Collector (LA), GNSS, Kadapa shall verify at his/her level thoroughly the calculations made by the Special Deputy Collector(LA), TGP Unit-II, Kadapa with reference to the decree and instructions issued by the Government/Chief Commissioner of Land Administration, Vijayawada on the subject matter from time to time, to avoid excess and double payment before depositing the above sanctioned decretal amount in the respective Lower Court.

2. The details of decretal charges sanctioned in para (1) above are mentioned in the table below:-

Sl. No.	Name of Claimant S/s	Pomegranate trees covered in village of Rapur (M)	SLP (C)No.	Civil Appeal No.	Amount in Rs.	Income Tax in Rs.
1	Bandi Padmavathamma, W/o Late Krishna Reddy	Akalivalasa	8710/2021	2337/2021	15938746	1922346
2	Bandi Adinarayana Reddy	Penubarthi	8711/2021	2338/2021	23204789	2599058
3	Bulagakula China Lakshmi Narasamma	-do-	8712/2021	2339/2021	17743544	1986926
4	Bandi Krishna Reddy	-do-	8713/2021	2340/2021	16227148	1836900
	Total				**73114227**	**8345230**

3. The expenditure sanctioned in para (1) above shall be debited to the Head of Account under "4700 - COL on Major Irrigation; 01 – Major Irrigation; MH.123 NTR TGP - G.H. (11) – Normal State Plan; S.H. (26) Dam and Appurtenants works; 530 Major Works; 532 – Lands (Charged)".

4. The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Vijayawada / the Special Collector (LA), TGP, Nellore shall take necessary action in the matter, accordingly.

5. This order issues with the concurrence of Finance Department vide their U.O.No. FIN01-FMU0MRAS (WR2)/38/2019-FMU-WR-II (Computer No:1699140), Dated:19.04.2022.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Chief Commissioner of Land Administration and Special Chief Secretary to Government, Andhra Pradesh, Gollapudi, Vijayawada.
The Special Collector (LA), TGP, Nellore.
The Special Deputy Collector (LA), Rapur Unit at Nellore.
The Chief Engineer, NTR TGP, Tirupati.
The Accountant General, Andhra Pradesh, Vijayawada.
The Director of Works Accounts, 'C' Block, Anjaneya Towers, Ibrahimpatnam, Vijayawada.

Copy to:-

The Advocate on Records, AP Bhavan, No.1, Ashoka Road, New Delhi-110001.
The PS to Minister (WRD).
The P.S. to Chief Secretary to Government (w.r.t. Contempt Petition (C)Nos.48-51 of 2022 in Civil Appeal Nos.2337-40/2021 in SLP (C) No.8710-8713/2021)
The P.S. to Principal Secretary to Government, W.R. Department
The Finance (FMU-WR-II) Department
File No.ICD01/230/2022-LA (Computer No.1636274)
SF/SC.

//Forwarded :: By Order//

SECTION OFFICER